THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU

On Tuesday, the twenty fourth day of January,

two thousand and six.

W.P.No.17814 of 1996

Bala Ammaji

.....Petitioner.

And:

Mandal Revenue Officer, Jami Mandal,

Vizianagaram District and others.

.....Respondents.

O R D E R:

The case of the petitioner is that after she was assigned 0.03 cents in S.No.181 as house site, as an incentive for her undergoing tubectomy (family planning) operation in 1989, she constructed a thatched shed therein. Questioning the said assignment P.Ramu Naidu and J.Appa Rao filed an appeal before the Joint Collector, Vizianagaram (2nd respondent) in Rc.No.6597/95/B-3. Since that appeal was allowed, she filed a revision before the Commissioner of Land

Revenue (4th respondent) on 6.8.1996 and obtained an order of stay of operation of the order of the Joint Collector. In spite of that stay order since the 1st respondent tried to evict her from the site assigned to her she approached this Court seeking a direction to the respondents not to evict her from the house site granted to her till the disposal of the revision before the 4th respondent.

While admitting the petition, a learned single judge had on 27.8.1996 granted interim stay of interim stay of dispossession of the petitioner.

None of the respondents filed their counter affidavits till today.

Since the prayer of the petitioner is to stay her eviction till the disposal of the revision before the 4th respondent and since it is stated that the revision before the 4th respondent is still pending, this petition is disposed of with a direction to respondents 1 to 3 not to dispossess the petitioner from the site allotted to her till the final disposal of revision filed by her before the 4th respondent in CLR's Ref.No.BCW-5/674/96. No costs.

JUSTICE C.Y.SOMAYAJULU

24th January 2006.

BCS